IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF: JAMES L. SUMIEJSKI ET AL.

DOCKET NO.: 3218   CUSTOMER NUMBER: 26645

SERIAL NO.: 10/621,154   EXAMINER: V. RONESI

FILED: JULY 16, 2003   GROUP ART UNIT: 1714

TITLE: A LUBRICATING COMPOSITION HAVING A HYDROCARBYL PHOSPHITE...

Wickliffe, Ohio
Dated: November 14, 2007

Hon. Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450
Sir:

INTERVIEW SUMMARY

The Undersigned expresses thanks for the courtesy of a telephone interview with the Examiner yesterday. Also present, in the Undersigned's office, were Suzanne Patterson and Richard Vickerman, and, by telephone, William Ellyatt.

We discussed the path forward for this application, in light of the Ward reference, WO 00/70001. In response to our observation that the condensation product set forth in part (b) of claim 1 is a mixture amide and imidazoline, the Examiner suggested that this might be made clearer if the claim were amended to more specifically set forth the nature of the polyamine reactant.

The Examiner was also of the opinion that new data comparing the effect of the claimed condensation product (b) against some of the friction modifiers disclosed in Ward would be favorably considered. The amount of component (b) in the claim should be commensurate with the data. Since the data may take some time to generate, this may be handled by filing an RCE with a request to suspend action for three months.

Respectfully submitted,

/ David M. Shold # 31664 /

Phone: (440) 347-1601	The Lubrizol Corporation	David M. Shold
Telefax: (440) 347-1110	29400 Lakeland Blvd.	Attorney for Applicant
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